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9 Attorneys for Plaintiff CHANEL, INC.

10  
11 THE UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 CHANNEL, INC., ) Case No. CV-09-5593 JW  
14 )  
15 Plaintiff, ) *[Signature]*  
16 v. ) [PROPOSED] ORDER RE:  
17 ZHOU GUODONG, *et al*, ) PLAINTIFF'S MOTION FOR  
18 Defendants. ) ORDER TO SHOW CAUSE WHY  
19 ) DEFENDANT ZHOU GUODONG  
20 ) SHOULD NOT BE HELD IN CIVIL  
21 ) CONTEMPT AND SANCTIONED  
22 )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

THIS CAUSE came before the Court upon Plaintiff, Chanel, Inc.'s, ("Chanel" or "Plaintiff") Motion for Order to Show Cause Why the Defendant Zhou Guodong ("Guodong" or "Defendant") Should Not be Held in Civil Contempt and Sanctioned. On May 7, 2010, this Court entered Final Default Judgment against Defendant Zhou Guodong and in favor of Plaintiff and issued a Permanent Injunction prohibiting Defendant Zhou Guodong from committing further acts of infringement and unfair competition against Plaintiff. (See Final Default Judgment and Permanent Injunction (e-

1 docket 57)). Plaintiff now seeks an Order to Show Cause why a finding of contempt and sanctions  
2 should not be entered against Defendant Zhou Guodong, for his failure to comply with the May 7,  
3 2010 Permanent Injunction.

4 THE COURT has considered the motion and the pertinent portions of the record, and is  
5 otherwise fully advised in the premises. Accordingly, it is:

6 **ADJUDGED** as follows:

7 I. Plaintiff has met the standard for civil contempt in the Ninth Circuit set forth in  
8 *Labor/Community Strategy Ctr. v. Los Angeles County Metro. Transp. Auth.*, 564 F.3d 1115, 1123  
9 (9th Cir. 2009). Specifically, Plaintiff has shown by clear and convincing evidence that Defendant  
10 violated the Court's Permanent Injunction beyond substantial compliance, not based on a good faith,  
11 reasonable interpretation of the Permanent Injunction. *See id.*; *see also* 15 U.S.C. § 1116; e-docket  
12 57. Therefore, Plaintiff's Motion for Order to Show Cause Why the Defendant Zhou Guodong  
13 Should Not be Held in Civil Contempt and Sanctioned is **GRANTED**. Defendant shall file a  
14 Response with the Court on or before February 14, 2011 showing cause why he should not  
15 be held in civil contempt and sanctioned for failure to comply with the Court's prior order.  
16 Defendant's failure to show such good cause on or before **March 7, 2011 at 9:00 AM** may result in the  
17 entry of the following sanctions without further notice:

- 18 A. The domain names set forth on Schedule "1" and "2" hereto (the "New  
19 Domains" and the "Supplemental Domains," respectively) and any other  
20 domain names demonstrated to be operated by Defendant or his agents shall  
21 be ordered immediately transferred by Defendant, his Registrars and the  
22 Registry to Plaintiff's control;  
23 B. Defendant shall be further enjoined from registering, owning, controlling,  
24 creating or maintaining, directly or indirectly, any additional domain names,  
25 online businesses or Internet stores. Any domain names, online businesses or  
26 Internet stores proven by Plaintiff to be registered, created, maintained, owned

1 or controlled by Defendant, his agents, representatives, or those working in  
2 concert with Defendant in violation of this Order shall be immediately  
3 transferred by the Registrar and/or Registry to Plaintiff's control;

- 4 C. Defendant, his respective officers, directors, employees, agents, subsidiaries,  
5 distributors, and all persons in active concert or participation with Defendant  
6 having notice of this Order shall discontinue immediately the use of the  
7 Chanel trademarks CHANEL, , , , and J12, or any confusingly  
8 similar trademarks within domain name extensions, metatags or other markers  
9 within web site source code, from use on any webpage (including as the title  
10 of any web page), any advertising links to other websites, from search  
11 engines' databases or cache memory, and any other form of use of such terms  
12 which is visible to a computer user or serves to direct computer searches to  
13 websites registered by, owned, or operated by Defendant, including the  
14 Internet websites operating under the New Domains and/or the Supplemental  
15 Domains;
- 16 D. The domain name Registrars for each of the New Domains and each of the  
17 Supplemental Domains are directed to transfer to Plaintiff's counsel, for  
18 deposit with this Court, domain name certificates for each of the New  
19 Domains and each of the Supplemental Domains;
- 20 E. The top level domain (TLD) Registries for the New Domains and the  
21 Supplemental Domains within thirty (30) days of receipt of this Order shall,  
22 upon Chanel's request, place the New Domains and the Supplemental  
23 Domains on "hold" status and thus remove the domains from the TLD zone  
24 files maintained by the Registries which link the domain names to the IP  
25 addresses where their sites are hosted;

1           F.     Defendant shall be assessed monetary sanctions in the amount of  
2                   \$ To be determined by the Court

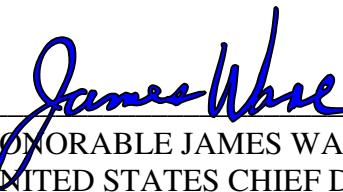
3           II.    Beginning as of the date this Order is entered and continuing until such time as this  
4     order is modified, superseded or vacated, neither Defendant, nor any other person with actual  
5     knowledge of this Order, shall alter, delete, supplement or otherwise change, in whole or in part, the  
6     WHOIS registrant information relating to any of the New Domains and/or any of the Supplemental  
7     Domains.

8           III.   Within seven days of the date this Order is entered, the Registrars for the New  
9     Domains and the Registrars for the Supplemental Domains are hereby Ordered to provide a copy of  
10    this Order to Show Cause together with the papers upon which it is based to Defendant, and any  
11    other owners or operators of the New Domains and/or the Supplemental Domains using the most  
12    recent contact information provided to them by Defendant in connection with the registration of and  
13    any other owners or operators of the New Domains and/or the Supplemental Domains.

14          IV.   Plaintiff shall immediately provide all parties and non-parties affected by this Order  
15    with a copy of the Order and the Pleadings upon which it is based.

16  
17 IT IS SO ORDERED.

18 DATED: February 11, 2011

  
HONORABLE JAMES WARE  
UNITED STATES CHIEF DISTRICT JUDGE

## **SCHEDULE “1” NEW DOMAINS**

brandgiftsforlady.com  
brandhandbagssales.com  
brandluxuryshoes.com  
brandluxurytimer.com  
brandluxurywatch.com  
brandwatch4you.com  
brandwatchworld.com  
buyluxurybagidea.com  
buywatchideas.com  
classicbrandwatches.com  
giftsoflady.com  
grabbinglady.com  
hungerforlady.com  
huntingladybrand.com  
huntluxu.com  
ladybrandbags.com  
ladybrandgifts.com  
ladybrandhandbags.com  
ladyrelicas.com  
luxury4ladies.com  
luxury4shoes.com  
mychanelbagstore.com  
mychanelbagstores.com  
popchanelhandbags.com  
worldswatches.com  
worldswatchesforsale.com  
yeahchanel.com  
yeschanelgift.com  
yesluxurywatches.com

## **SCHEDULE “2” SUPPLEMENTAL DOMAINS**

brandwatches4u.com  
brandwatchforyou.com  
buywatchesideas.com  
chanelbagsgift.com  
chanelhandbagsonsale.com  
classtopwatches.com  
gucci2bags.com  
luxbagboutique.com  
luxury2shoes.com  
mychanelbagestore.com  
mychanelbagestores.com  
mywatchesstore.com  
mywatchiscool.com  
watches4menandwomen.com  
womenandmenwatches.com  
worldswatchbrands.com  
worldswatches4sale.com  
worldtopwatches.com  
worldwatchbrands.com  
worldwatchesbrand.com  
yesluxitem.com  
yeswatchgifts.com